

Drainage Board met in their regular meeting place in the Rush County Courthouse on January 4, 2010 at 10:00 a.m. with the following present: Marvin L. Cole, T.H. Barnes, Ken Masters, members; Leigh Morning, Drainage Board attorney; Marvin L. Rees, Surveyor; Michele Gordon, secretary.

Minutes of the previous meeting were signed and approved by motion of Barnes, with a 2nd by Masters. The make-up of the Board will remain the same as last year.

GEORGE MULL OPEN, CULLEN/GREGG TILE, SENOUR GROUP TILE, JAMES S E HILLIGOSS, JOHN F MILLER and MANILLA OPEN DRAIN

A motion was made by Barnes, with a 2nd by Masters, to sign the certificate of maintenance assessments. Motion carried.

CHARLES MEYER OPEN

This maintenance project is complete and the Surveyor gave his Final Report and recommended the claim be paid to Rathburn Excavating for his contract.

YEARLY DRAIN EXPENSES

The Surveyor handed out the yearly drain expense report to the Board members.

MANATRON

The Board suggested that the Surveyor contact Manatron to find out the status of the reconstruction software.

DRAIN PETITION

The Surveyor gave his Preliminary Report giving the name of NORTH SIDE DRAIN to this proposed new drain. He then gave his Additional Land Report and both reports can be found in the file in the Surveyor's office. A motion was then made by Barnes, with a 2nd by Masters, to sign the Board's Determination that $\frac{3}{4}$ of the land within the watershed has been described in the petition. Motion carried and the report was signed. This report can also be found in the file in the Surveyor's office. A motion was then made by Barnes, with a 2nd by Masters, to set the preliminary hearing on the petition for February 16, 2010 at 10:15 a.m. Motion carried and the Surveyor at the same time officially notified the attorney for the petitioners, Leigh Morning, of this hearing date.

SAMUEL COHEE OPEN DRAIN

The Surveyor, along with Ken Masters, plan on meeting with several landowners along this drain to go inspect the drain.

JOHN S PRINE OPEN – HEARING

A list of interested landowners who were present at the hearing can be found in the file in the Surveyor's office. The hearing was called to order and the Surveyor gave his report stating that he had received several objections to the proposed cost of the maintenance assessments. He also received proof of acres that had been tiled out of the watershed and he said that adjustments would be made to those landowners' affected acres. The Surveyor had also received a request from Fairholme Farms asking if they could tile their portion of the open drain. The Surveyor informed the Board that he did not have a problem with this and gave the landowner, who was present at the hearing, permission to put in the tile according to his specifications. The Chairman then asked if anyone present would like to speak. Everyone who was there was in favor of the proposed maintenance project but thought the estimated cost was too high. The Surveyor suggested that bids be taken and once the contract was awarded set the assessments according to the accepted bid with an additional \$3.00 to cover the cost of incidentals and riprap. This assessment would be for one year only and would then be lowered to \$1.00 per acre to cover continued maintenance on the drain. The landowners were agreeable to this plan. A motion was then made by Barnes, with a 2nd by Masters, to receive and open bids on February 1, 2010 at 10:15 a.m. and to continue the hearing until February 16, 2010 at 10:30 a.m. Motion carried.

There being no further business to come before the Board a motion to adjourn was made by Barnes, with a 2nd by Masters. Motion carried.

Marvin L. Cole

T.H. Barnes

Ken Masters